

SPECIAL CITY COUNCIL MEETING  
DECEMBER 4, 2003

PRESENT

Gayle Bunker  
Wesley Bloomfield  
Margaret Dutson  
Glen Swalberg

Mayor  
Council Member  
Council Member  
Council Member

ABSENT

Bruce Curtis  
Robert Droubay

Council Member  
Council Member

ALSO PRESENT

Richard Waddingham  
Alan Riding  
Gregory Schafer  
Kathy Walker  
Steve Walker  
Corinne Murray  
Nick Dutson  
Stephanie Skeem  
Brenna Smith  
Katie Larsen  
Dave & Marge Larsen  
Whitney Walker  
Sandra Hernandez  
Monte Perkins  
Robert Banks  
Joyce Moody  
Jeanette Skeem  
Bessie Skeem  
Laurie Jo Skeem  
Alina Remkes  
Craig Hansen

City Attorney  
Public Works Director  
City Recorder  
Millard County Chronicle/Progress  
City Resident  
City Resident  
Poster Contest Winner  
Poster Contest Winner  
Poster Contest Winner  
Poster Contest Winner  
Contest Winner Family Members  
Poster Contest Winner  
Poster Contest Winner  
Poster Contest Winner  
Council Member Elect  
Former P&Z Commission Member  
Contest Winner Family Member  
Contest Winner Family Member  
Contest Winner Family Member  
  
Delta High School Art Instructor

Mayor Bunker called the meeting to order at 7:00 p.m. He stated that notice of the meeting time, place and agenda had been posted at the City Building and had been provided to the Millard County Chronicle/Progress and to each member of the City Council at least two days prior to the meeting. City Recorder Gregory Schafer acted as secretary.

Council Member Glen Swalberg offered an invocation, following which Mayor Bunker led those in attendance in the Pledge of Allegiance.

MINUTES

There were no minutes provided for consideration.

ACCOUNTS PAYABLE

The Council reviewed the accounts payable, a copy of which had been given to them two days prior to the meeting. Following review, Council Member Glen Swalberg MOVED to approve the accounts payable, dated December 4, 2003, in the amount of \$186,450.02. The motion was SECONDED by Council Member Margaret Dutson. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

UNFINISHED BUSINESS

There were no items of unfinished business on the agenda.

NEW BUSINESSMAYOR GAYLE BUNKER: RECOGNITION FOR SERVICE OF JOYCE MOODY ON PLANNING & ZONING COMMISSION

Mayor Bunker asked Joyce Moody to come forward. Mayor Bunker told those in attendance that Mrs. Moody had served on the Planning & Zoning Commission for approximately five years. He presented her with a plaque commemorating her service and thanked her for serving diligently during her term of office.

MAYOR GAYLE BUNKER: LIGHT PARADE POSTER CONTEST WINNERS

Mayor Bunker expressed appreciation to Mr. Craig Hansen and the Delta High School Art Department for their efforts in preparing posters for our annual Light Parade Poster Contest. Mayor Bunker noted that the posters this year were much better quality than they have been in the past. Mayor Bunker requested that the contest winners come forward to receive their cash awards as follows:

1st Place	Nick Dutson	\$150
2nd Place	Stephanie Skeem	\$100
3rd Place	Monica Christiansen	\$ 75
4th Place	Daniel Hahn	\$ 50
Honorable Mention	Brenna Smith	\$ 25
Honorable Mention	Katie Larsen	\$ 25
Honorable Mention	Whitney Walker	\$ 25
Honorable Mention	Sandra Hernandez	\$ 25

SCCM 12-04-03

Page 3

Honorable Mention	Pablo Arvizo	\$ 25
Honorable Mention	Monte Perkins	\$ 25

Mayor Bunker again thanked Mr. Hansen and all of the poster winners for the great posters created to advertise our Light Parade this year.

KATHY WALKER & REGGIE BLISS: PROPOSED MEMORY TREE MONUMENT

Kathy Walker advised the Council that Reggie Bliss was unable to attend the meeting so she will be discussing the proposed monument with the Council. Ms. Walker thanked the Council for their past support of the memory tree in the City Park and called attention to the proposed plan for a memory tree monument. The Memory Tree Committee would like to begin work on the proposed monument next spring.

Ms. Walker reported that the three trees purchased by Delta City were planted in the shape of a heart. The parents involved with the Memory Tree would like to preserve the heart shape by installation of a three foot high retaining wall around the dirt mound where the three trees are planted. It is proposed that a heart shaped memory path be constructed around the retaining wall, using the salvaged brick from the demolition of the Millard School District building. It is proposed that the bricks be offered for sale in order to provide funds for the monument. The purchased bricks could be engraved and placed in the pathway around the Memory Tree.

Ms. Walker felt that those involved in the proposed monument could raise adequate funding for the monument but requested approval of the City Council to erect the monument in the City Park. Following discussion, Council Member Wesley Bloomfield MOVED to approve the general design proposed for the Memory Tree monument in the City Park. The motion was SECONDED by Council Member Glen Swalberg. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

Ms. Walker told the Council that the committee would present their final plan to the Council prior to beginning construction.

CITY ATTORNEY RICHARD WADDINGHAM: PROPOSED ORDINANCE NO. 03-212  
PROHIBITING USE OF SHIPPING/CARGO CONTAINERS, ETC., AS STORAGE UNITS  
WITHOUT FIRST OBTAINING A CONDITIONAL USE PERMIT

ORDINANCE NO. 03-212

ORDINANCE AMENDING TITLE 12, SECTION 900, ET. SEQ. OF THE DELTA CITY ZONING ORDINANCE, PROVIDING FOR A NEW SECTION PROHIBITING THE PLACEMENT OF A SHIPPING / CARGO CONTAINER, SEMITRAILER, TRAILER OR OTHER SIMILAR UNIT WITH A SURFACE AREA OF GREATER THAN 200 SQUARE FEET TO BE USED AS A STORAGE UNIT WITHOUT FIRST OBTAINING A CONDITIONAL USE

SCCM 12-04-03

Page 4

PERMIT.

City Attorney Richard Waddingham discussed the proposed ordinance and noted that the Planning & Zoning Commission had reviewed the proposed ordinance and recommended that the ordinance be adopted by the City Council. Council Member Wesley Bloomfield MOVED to adopt Ordinance No. 03-212, an ordinance amending Title 12, Section 900, et seq. of the Delta City Zoning Ordinance, providing for a new section prohibiting the placement of a shipping / cargo container, semitrailer, trailer or other similar unit with a surface area of greater than 200 feet to be used as a storage unit without first obtaining a conditional use permit. The motion was SECONDED by Council Member Margaret Dutson. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a roll call vote. The voting was as follows:

Wesley Bloomfield	Yes
Bruce Curtis	Absent
Robert Droubay	Absent
Margaret Dutson	Yes
Glen Swalberg	Yes

The motion passed unanimously.

CITY ATTORNEY RICHARD WADDINGHAM: PROPOSED ORDINANCE AMENDING SECTION 7.4 OF THE DELTA CITY SUBDIVISION ORDINANCE AND CONSTRUCTION STANDARDS TO ALLOW WAIVER OF CURB, GUTTER AND SIDEWALK IN RURAL RESIDENTIAL ZONES

City Attorney Richard Waddingham advised the Council that a public hearing must be held prior to adopting an amendment to the Subdivision Ordinance. The Planning & Zoning Commission held a public hearing regarding the proposed amendment on November 5, 2003, with no negative comment being received. The Planning & Zoning Commission has recommended that the City Council hold a public hearing for the purpose of receiving public comment regarding the proposed amendment to the Delta City Subdivision Ordinance and, further, has recommended that the proposed amendment be adopted.

Council Member Wesley Bloomfield MOVED to set a public hearing on Thursday, January 8, 2004, at 6:45 p.m. for the purpose of receiving public comment regarding a proposed amendment to the Delta City Zoning Ordinance and Construction Standards to allow waiver of curb, gutter and sidewalk in rural residential zones. The motion was SECONDED by Council Member Glen Swalberg. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

COUNCIL MEMBER ROBERT DROUBAY: RECOMMENDATION OF PLANNING & ZONING COMMISSION THAT DELTA CITY ADOPT THE STATE OF UTAH ANNEXATION REQUIREMENTS AS THE DELTA CITY ANNEXATION POLICY

SCCM 12-04-03

Page 5

Mayor Bunker stated that he had discussed this matter with Council Member Droubay, who indicated that he had asked Zoning Officer Alan Riding to present the matter to the Council. Zoning Officer Riding advised the Council that the Planning & Zoning Commission had been advised that Delta City must adopt a new Annexation Policy. After reviewing the annexation requirements outlined in the Utah State Code, the Planning & Zoning Commission has determined that Delta City should adopt the requirements set forth in the Utah State Code as the Delta City Annexation Policy. City Attorney Waddingham advised the Council that the annexation policy must be adopted by ordinance.

Mayor Bunker and the Council instructed City Attorney Waddingham to draft an ordinance adopting a new annexation policy for Delta City. City Attorney Waddingham suggested that a public hearing be set regarding the proposed annexation policy, although he is not certain at this time if a public hearing is required. Council Member Wesley Bloomfield MOVED to set a public hearing on Thursday, January 8, 2003 at 6:40 p.m. for the purpose of receiving public comment regarding the proposed Delta City Annexation Policy, in the event a public hearing is required. The motion was SECONDED by Council Member Glen Swalberg. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

#### PUBLIC WORKS DIRECTOR ALAN RIDING: UPDATE ON PUBLIC WORKS PROJECTS

Public Works Director Alan Riding advised the Council that the Christmas decorations are all up and operating. He also reported that many positive comments have been received on the new Nativity Scene in the City Park.

Public Works Director Riding told the Council that the pilot arsenic removal program has been set up; a preliminary test showed reduction of arsenic from 18 ppb to 4 ppb. It is believed that reduction will improve when all settings have been adjusted. The program should operate for another five or six days.

The new shop building is erected and the doors are in place, but openers and controllers need to be installed. The electrician is currently working on the airport project and will be installing the door openers and controllers when the airport project is completed. The heating system installation is in progress at this time.

The airport project is approximately three-quarters complete. The electrician expects to be done within about two weeks, which will be very close to being on schedule.

Public Works Director Riding reported that a sewer line had to be installed in the water building for the arsenic pilot program. The installation required removal of an old asphalt pad, which turned out to be a difficult and time consuming project. The pad had been used for stockpiling asphalt for a number of years and was extremely thick in places.

Public Works Director Riding told the Council that he had been contacted by a resident one Saturday morning recently who reported that he had attempted to turn off his water and had broken the meter. Public Works Director Riding contacted the two employees who were on call and they made the necessary repairs, which took approximately three hours. Mayor Bunker and Public Works Director Riding discussed setting a policy requiring individuals to contact the Public Works Department when service is required on their water system so that this type of error can be avoided. They discussed advertising the policy and advising residents that, if meters need to be turned on or off during regular business hours, it will be done free of charge but a service fee will be assessed if the meter needs to be turned on or off at other times.

Mayor Bunker felt that the public needs to be educated that City employees are the only ones authorized to turn meters on and off. If repairs are required because of damage caused by the customer, the customer will be required to pay for necessary repairs. He also felt that, if an individual causes a problem which requires employees to work outside regular business hours, the individual should be charged a fee for having employees working overtime to repair the problem. Council Members agreed with Mayor Bunker's suggestion; a policy will be drafted and brought to the Council for approval at a later date.

#### OTHER BUSINESS

Mayor Bunker reported that he had met with Millard County Commissioners on Monday for discussion of the law enforcement contract. It was agreed that the contract amount will be reduced by forty percent from last year's contract amount, which will amount to an increase of approximately \$5,000 per quarter for the balance of this fiscal year.

----

Mayor Bunker asked for any comments regarding the Light Parade Celebration held last weekend. Council Member Margaret Dutson stated that Santa had been at the City Building on Saturday from 11:00 a.m. to 12:30 p.m. and there was a steady line of children waiting to talk with him. The line moved well and those who came were pleased with the way it was handled. Mayor Bunker was disappointed in the number of floats in the parade and expressed concern for the lack of support in parade entries. There was a large crowd of spectators for the parade but we need to find a way to get more support in the area of parade entries.

----

Mayor Bunker reported that a call had been received on the skate park grant application requesting that the project area include the soccer fields, showing that the entire area is dedicated for recreation. Mayor Bunker will contact the engineer to redraw the project map.

----

SCCM 12-04-03

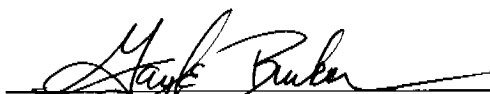
Page 7


Council Member Margaret Dutson reported that she had obtained some bids on different types of (Welcome to Delta) signs, which start at approximately \$200 and go up, depending upon what type of signs Council Members want to erect. The signs can be painted metal or can be as nice as brick signs, similar to the ones which Nephi City has erected. Council Member Dutson asked Council Members to think about what type of signs they might want so that funds can be budgeted for next year.

-----

Mayor Bunker asked if there were any comments, questions or other items to be discussed. There being none, Council Member Wesley Bloomfield MOVED to adjourn the meeting. The motion was SECONDED by Council Member Glen Swalberg. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

Mayor Bunker declared the meeting adjourned at 7:55 p.m.

  
\_\_\_\_\_  
GAYLE BUNKER, Mayor

  
\_\_\_\_\_  
GREGORY JAY SCHAFER, CMC, City Recorder

MINUTES APPROVED: SCCM 01-08-04

